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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 08/914,868      | 08/19/1997  | ERIK J. BJORNARD     | 07041/106001        | 9256             |

25763 7590 07/01/2003

DORSEY & WHITNEY LLP  
INTELLECTUAL PROPERTY DEPARTMENT  
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MINNEAPOLIS, MN 55402-1498

EXAMINER

CHANG, AUDREY Y

ART UNIT

PAPER NUMBER

2872

DATE MAILED: 07/01/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



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|---------------------------------|-------------|---|---------------------|
| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR /<br>PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|

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| EXAMINER |
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| ART UNIT | PAPER |
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DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**

Please find the enclosed communication on the requirements for the reissue application 08/914,868.

Applicant's attorney David Fronck (Reg.No. 25,678) requests the examiner to send the requirement in writing.

Audrey Y. Chang  
Primary Examiner  
Art Unit: 2872

*Reissue Applications*

- The following actions are needed,
- The claims have been amended on 6/20/02 after filing of the supplemental reissue declaration 10/6/00. Accordingly, the declaration fails to acknowledge that all the errors corrected by the reissue arose without deceptive intent. 37 CFR 1.175(b(1)) and MPEP 1414, III.
- The amendment format of the claims is improper for failure to comply with 37 CFR 1.173. All changes by reissue must be made relative to the original patent text.

The patent contains 10 claims. Any changes, made to the original patent claims must be made by bracketing the deletions and underlining the additions.

All new claims must be entirely underlined and contain no bracket (claim 11 and up).

All changes to the specification (filed after December 1, 1997) must be made by rewriting the entire paragraph with the changes made using brackets and underlining.

Amendment A, paper #8 to the specification is improper in this regard.

New amendment in compliance with 37 CFR 1.173 must be provided.

Note that in

--Paper 29, claims 1, 8, 9, 10, 17, 33, 36-40, 43, 49, 50, 54-62 are improper.

--Paper 17, claims 3, 7, 13 are improper.

--Paper 11, claim 7 is improper.

- The original patent must be submitted and surrendered.
- The examiner will do the final renumbering of the claims.

Art Unit: 2872

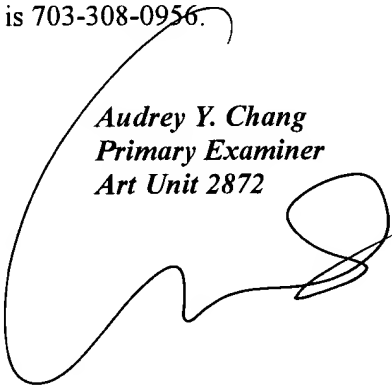
*Response Period*

- A shortened statutory period for reply to this action is set to expire **ONE MONTHS** from the mailing date of this letter. A fully responsive reply must be timely filed to avoid abandonment of this application.
- Any inquiry concerning this communication or earlier communications from the examiner should be directed to Audrey Y. Chang whose telephone number is 703-305-6208. The examiner can normally be reached on Monday-Friday (8:00-4:30), alternative Mondays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Cassandra Spyrou can be reached on 703-308-1637. The fax phone numbers for the organization where this application or proceeding is assigned are 703-872-9318 for regular communications and 703-872-9319 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0956.

*Audrey Y. Chang  
Primary Examiner  
Art Unit 2872*



A. Chang, Ph.D.  
June 3, 2003